

Resolution approving the petition for establishment of the Cosgray Road South Community Authority as a new community district and the organization of its Board of Trustees.

(Economic Development & Planning)

WHEREAS, pursuant to Chapter 349 of the Ohio Revised Code, Dominion Homes, Inc. (the "Developer") has filed a petition (the "Petition") for the establishment of the Cosgray Road South Community Authority (the "Authority") to govern a proposed new community district (the "District") with this Board on November 3, 2010; and determined to be sufficient on November 9 , 2010; and

WHEREAS, the "organizational board of commissioners," as that term is defined in Section 349.01(F) of the Ohio Revised Code, for the proposed Authority is comprised solely of the Board of County Commissioners of Franklin County, Ohio; and

WHEREAS, pursuant to Section 349.03(A) of the Revised Code, the Board of County Commissioners of Franklin County, Ohio, as the organizational board of commissioners, on the day 7th day of December, 2010 held a public hearing on the Petition after public notice was duly published in accordance with Section 349.03; now, therefore,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO;

1. The Board finds and determines that the District will be conducive to the public health, safety, convenience and welfare and is intended to result in the development of a new community as defined in Section 349.01(A) of the Ohio Revised Code.
2. The Petition was determined to be sufficient on November 9, 2010 through Resolution 0841-10 and shall be recorded along with this Resolution by the Board of County Commissioners of Franklin County, as the organizational board of commissioners.
3. This Board declares that the Authority is hereby organized and a body politic and corporate and established as of the date of this resolution.

Resolution approving the petition for establishment of the Cosgray Road South Community Authority as a new community district and the organization of its Board of Trustees.

(Economic Development & Planning)

4. The corporate name of the Authority shall be the COSGRAY ROAD SOUTH COMMUNITY AUTHORITY.
5. The boundary of the District shall be as set forth in the attached Petition.
6. That if the Developer has not delivered notice to this Board of commencement of construction on the Cosgray Road South project at the site shown within the Petition, within one-year (1) from the passage of this resolution, the Board reserves the right to dissolve the Cosgray Road South Community Authority and the District.
7. The Board of Trustees of the Authority shall be composed of seven (7) members selected as provided in Section 349.04 of the Ohio revised Code. The Board of Commissioners of Franklin County shall appoint three (3) citizen members of the Board of Trustees to represent the interests of present and future residents of the District and one (1) member to serve as a representative of local government. Those appointments shall be by Resolution adopted by this Board of County Commissioners of Franklin County within ten (10) days after the establishment of the Authority. That resolution of this Board shall designate which two (2) of the initial citizen members shall serve initial one (1) year terms. The remaining citizen member and the member appointed to serve as a representative of local government shall serve two (2) year terms. The Developer shall be provided a certified copy of that adopted Resolution.
8. The Developer shall appoint three (3) members to serve on the Board of Trustees of the Authority as representatives of the Developer, and shall designate which two (2) of those members shall serve an initial one (1) year term. The remaining member appointed by the developer shall serve an initial two (2) year term. Those appointments and designations shall be in writing and filed

Resolution approving the petition for establishment of the Cosgray Road South Community Authority as a new community district and the organization of its Board of Trustees.

(Economic Development & Planning)

with the Clerk of this Board within seven (7) days after the establishment of the Authority.

9. Pursuant to Section 349.04 of the Ohio revised Code, each member of the Board of Trustees of the Authority shall post a bond in the amount of \$10,000.00 (ten thousand dollars and zero cents) for the faithful performance of their duties. The bond shall be with a company authorized to conduct business within the State of Ohio as a surety and shall be deposited with the Franklin County Auditor and preserved by the Auditor.
10. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of the Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.
11. This resolution shall be in full force and effect immediately upon its adoption.

Prepared by: Curtiss L. Williams, Sr.